IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 4973 of 2003

DATED: 8.8.2007

Between:

Sri Balaji Wines & ors petitioners

And

The Prohibition and Excise Superintendent
Prakasam district and 3 ors respondents

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THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 4973 of 2003

ORAL ORDER:

This writ petition is filed questioning the memo Rc No. 17/2002/A3 dated Nil.01.2003 as illegal and arbitrary.

Today when the matter is taken up, learned counsel for petitioner and learned Government Pleader for Excise submitted that the issue raised in the present writ petition is squarely covered by the orders of this Court in writ petition in W.P No. 6588 of 2003 dated 4.2.2004. The operative portion reads as under;

> "The impugned memo only advises the clerks in the office and the S.H.Os of Excise Stations, to initiate any action. As and when any action is initiated, the first respondent is required to issue a notice to the petitioner to explain as to why the short levied licence fee for change of partnership firm, which amounts to transfer of licence, should not be collected. As and when such notice is issued, the petitioner may give explanation, which shall be considered in accordance with law. In this writ petition, no relief can be granted as prayed for.
>
> The writ petition, with the above observation, is disposed of. No costs."

Since the issue raised in the present writ petition is squarely covered, this writ petition is disposed of in terms of the orders of this Court in W.P. No. 6588 of 2003 dated 4.2.2004. No costs.

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N.V.RAMANA,J

DATE: 8.8.2007

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